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Att'y Docket No. 021911-000400US

PTO FAX NO.: (571) 273-8300

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ATTENTION: Central Facsimile

Group Art Unit 1642

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I hereby certify that the following documents in re Application of Alan Kingsman, et al. ,
Application No. 10/016,686, filed November 2, 2001 for ANTIBODIES are being facsimile
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Documents Attached

1. Communication and Applicant Interview Summary (2 pgs.)
2. Attachments to Communication (8 pgs.)

Number of pages being transmitted, including this page: 11

Dated: January 24, 2005


Pamela Skelton

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TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, CA 94111-3834
Telephone: 858-350-6100
Fax: (415) 576-0300

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PATENT
Attorney Docket No.: 021911-000400US
Client Ref. No.: OBM42

TOWNSEND and TOWNSEND and CREW LLP

By: *Pamela Skelton*
Pamela Skelton

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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JAN 24 2005

In re application of:

A. KINGSMAN et al.

Application No.: 10/016,686

Filed: 02 November 2001

For: ANTIBODIES

Customer No.: 20350

Confirmation No.: 4344

Examiner: L.R. Helms

Technology Center/Art Unit: 1642

COMMUNICATION AND APPLICANT
INTERVIEW SUMMARY

MAILBOX AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Accompanying this Communication is a re-submission of a previous reply, sent by facsimile on December 16, 2004, to a "final" Office Action mailed 27 September 2004. That previous reply was timely filed before the 27 December 2004 initial deadline for response set by the Action.

This Communication includes a copy of the confirmation of completed transmission by facsimile on a single sheet.

Interview of January 24, 2005

Applicants thank Examiner Helms for the courtesy of a telephonic discussion on January 24, 2005. The discussion was a follow up to Applicants' inquiry regarding the status of


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the response sent December 16, 2004 to Examiner Helms via 571-273-0832. Examiner Helms indicated that he had forwarded the facsimile for entry after receipt.

Given the passage of over one month, Examiner Helms and the undersigned agreed that the best course of action would be a resubmission of the previous response. Examiner Helms also indicated that he would include an Examiner Interview Summary confirming previous receipt of the response sent December 16, 2004.

Respectfully submitted,


Kawai Lau, Ph.D.
Reg. No. 44,461

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: (858) 350-6151
Fax: (415) 576-0300

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hybridizes to SEQ ID NO:5 coding strand to encode a ScFv that binds 5T4 antigen. It is also known that one could not produce a ScFv with just any DNA that hybridizes to or is complementary to the DNA of SEQ ID NO:5."

Applicants have carefully reviewed the statement of the instant rejection and respectfully traverse because no *prima facie* case of undue experimentation has been presented.

As previously explained in the Response filed November 29, 2004, the last "wherein" clause in claim 60 only applied to part "b)" of the claim such that there was no issue with respect to a sequence which hybridizes to SEQ ID NO:5 as encoding a ScFv that binds 5T4 antigen.


Based on the interview of December 15, 2004, however, Applicants are of the understanding that deletion of the "wherein" clause resolves all issues with respect to part "b)" of the claim and so this rejection may be properly withdrawn.

Conclusion

In light of the above amendments and arguments, Applicants respectfully submit that the claims are in condition for allowance and respectfully urge passage of the instant application to issue.

If the Examiner believes a telephonic discussion would expedite prosecution of this application, he is encouraged to telephone the undersigned at the number provided below.

Respectfully submitted,


Kawai Lau, Ph.D.
Reg. No. 44,461

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: (858) 350-6151
Fax: (415) 576-0300

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